

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS  
CENTRAL DIVISION

CIVIL ACTION NO04-cv-40054

GERALD F. RICHARDS, )  
Plaintiff )  
vs. )  
SOUTHBRIDGE POWER & )  
THERMAL, LLC., )  
Defendant )

**CERTIFICATION OF DEFENDANT  
RE: BUDGET AND ALTERNATIVE DISPUTE RESOLUTION**

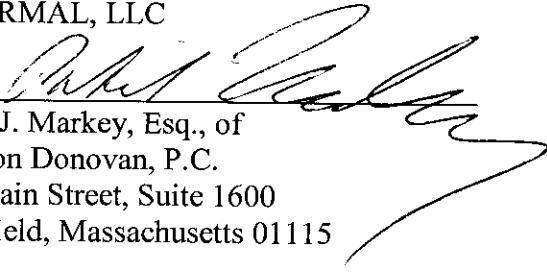
NOW COME the undersigned defendant and counsel for the defendant and hereby certify that they have conferred with a view to establishing a budget for the costs of conducting the full course – and various alternative courses – for the litigation of the above-styled action. The undersigned further certify that they have conferred in order to consider resolution of the litigation through the use of Alternative Dispute Programs, such as those outlined in Local Rule 16. 4.

THE DEFENDANT, SOUTHBIDGE  
POWER & THERMAL, LCC

  
Douglas D. Fear

-AND-

COUNSEL FOR SOUTHBIDGE POWER  
& THERMAL, LLC

By   
Patrick J. Markey, Esq., of  
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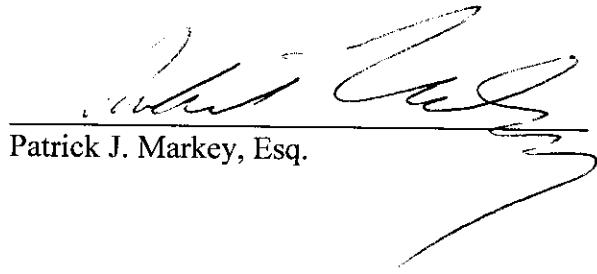
COUNSEL FOR SOUTHBRIDGE POWER  
& THERMAL, LLC

By \_\_\_\_\_  
Douglas B. Sanders, Esq.  
Baker & McKenzie, LLP  
One Prudential Plaza  
130 East Randolph Drive  
Chicago, IL 60601  
(312) 861-8075

CERTIFICATE OF SERVICE

I, Patrick J. Markey, Esq., hereby certify that on this 1<sup>st</sup> day of October, 2004, I served a copy of the above upon the parties in the action by mailing, hand, postage prepaid, to counsel, Charlotte E. Glinka, Esq., Keches & Mallen, P.C., 122 Dean Street, Taunton, MA 02780.

Subscribed under the penalties of perjury.

  
\_\_\_\_\_  
Patrick J. Markey, Esq.